

**THE STATE CORPORATION COMMISSION
OF THE STATE OF KANSAS**

Before Commissioners: Pat Apple, Chairman
Shari Feist Albrecht
Jay Scott Emler

In the Matter of an Order to Show Cause)	Docket No. 17-CONS-3317-CSHO
issued to Larry A. Sutherland dba Sutherland)	
Enterprises ("Operator") regarding)	CONSERVATION DIVISION
responsibility under K.S.A. 55-179 for)	
unplugged wells on an expired license.)	License No. 6831

ORDER CLOSING DOCKET

This matter comes before the State Corporation Commission of the State of Kansas (Commission). Having examined its files and records, and being fully advised in the premises, the Commission finds and concludes as follows:

1. On October 21, 2016, Commission Staff (Staff) filed a Motion for an Order to Show Cause, the Designation of a Prehearing Officer, and the Scheduling of a Prehearing Conference. Staff requested that the Operator bring at least one unplugged and abandoned well held on an expired license into compliance with Commission regulations or face further sanction.¹

2. On January 19, 2017, the Commission issued the Order to Show Cause, Designating a Prehearing Officer, and Setting a Prehearing Conference.

3. On January 30, 2017, Staff filed a Motion to Cancel Prehearing Conference and Close Docket. Staff stated the Operator and license holder, Larry A. Sutherland, is deceased.²

¹ Motion for an Order to Show Cause, the Designation of a Prehearing Officer, and the Scheduling of a Prehearing Conference at 2 (Oct. 21, 2016).

² Motion to Cancel Prehearing Conference and Close Docket (Jan. 30, 2017).

Staff therefore concludes that the matter can be addressed administratively and further proceedings are not warranted.³

4. The Commission affirms Staff's view that proceeding against a deceased respondent is unnecessary. The Commission directs Staff to take such action as is necessary to resolve the matter administratively.

THEREFORE, THE COMMISSION ORDERS:

A. This Docket shall be closed.

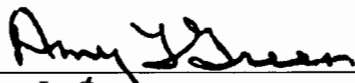
B. Parties have 15 days, plus three days if mailed service, from the date this Order was served in which to petition the Commission for reconsideration.⁴

C. The Commission retains jurisdiction over the subject matter and parties for the purpose of entering such further orders as it deems necessary.

BY THE COMMISSION IT IS SO ORDERED.

Apple, Chairman; Albrecht, Commissioner; Emler, Commissioner

Dated: FEB 21 2017



Amy L. Green
Secretary to the Commission

Date Mailed: February 21, 2017

DLK/sc

³ *Id.*

⁴ K.S.A. 66-118b; K.S.A. 77-529(a)(1).

CERTIFICATE OF SERVICE

I certify that on February 21, 2017, I caused a complete and accurate copy of this Order to be served via United States mail, with the postage prepaid and properly addressed to the following:

Sutherland, Larry A.
Larry A. Sutherland dba Sutherland Enterprises
601 Main
PO Box 208
Le Roy, KS 66857

and delivered by e-mail to:

Jonathan R. Myers, Litigation Counsel
KCC Wichita Central Office

Dustin L. Kirk, Deputy General Counsel
KCC Topeka Office

/s/ Cynthia K. Maine
Cynthia K. Maine
Administrative Assistant
Kansas Corporation Commission